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Atty. Dkt. No. 066683/0198  
Appln. No. 10/788,410

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Robert MARTUZA *et al.*

Title: *REPLICATON-COMPETENT HERPES  
SIMPLEX VIRUS MEDIATES DESTRUCTION  
OF NEOPLASTIC CELLS*

Appl. No.: 10/788,410

Filing Date: March 1, 2004

Examiner: Not Yet Assigned

Art Unit: 1644

**PRELIMINARY AMENDMENT**

Commissioner for Patents  
PO Box 1450  
Alexandria, Virginia 22313-1450

Sir:

Prior to examination on the merits, please enter the following amendments. These amendments comply with the revised amendment format permitted by the Notice from the Office of Patent Legal Administration of the U.S. Patent and Trademark Office dated February 10, 2003. Thus, the provisions of 37 C.F.R. § 1.121(a), (b), (c), and (d) are waived for amendments made to the claims, specification, and drawings of this application.

**Amendments to the Specification** begin on page 2 of this document.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 3 of this document.

**Remarks** begin on page 5 of this document.

Please amend the application as indicated below.